

fill out the Certificate of Mailing on the Notice of Appeal and date it for 2/22/06. The return receipt postcard shows that the Notice of Appeal was received on 2/27/06. Technically then, the Notice Of Appeal was received 4 days late since it did not have the certificate of mailing filled out.

The Extension of Time request filed with the amendment noted on page 2 that the Commissioner was authorized to charge any additional fees necessary at any time to keep the case from becoming abandoned. This letter specifically authorizes the Commissioner to charge the deposit account of the undersigned (50-3592) to charge an additional \$285 to the deposit account of the undersigned. This amount represents the difference between a two month small entity extension of time which was already paid and a three month extension of time small entity so as to make the Notice of Appeal timely. Private PAIR shows that the status of this case is Notice of Appeal filed and that the extension of time was granted so it appears that the Notice of Appeal was considered to be timely and no further extensions of time are necessary other than to file this RCE request instead of an appeal brief at the three month mark as opposed to the two month mark. If the Notice of Appeal was considered timely, then ignore this authorization to charge the \$285 to the deposit account please.

Respectfully submitted,



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Dated: May 22, 2006

PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, Va. 22313-1450.

on 5/22/06
(Date of Deposit)

Ronald C. Fisher
Signature of Depositer